

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on March 15, 2017 at 8:30 A.M., in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Mark Noland, Chair (R)
Rep. Amanda Curtis, Vice Chair (D)
Rep. Vince Ricci, Vice Chair (R)
Rep. Fred Anderson (R)
Rep. Willis Curdy (D)
Rep. Ross H. Fitzgerald (R)
Rep. Moffie Funk (D)
Rep. Bruce Grubbs (R)
Rep. Steve Gunderson (R)
Rep. Denley M. Loge (R)
Rep. Adam Rosendale (R)
Rep. Sharon Stewart-Peregoy (D)
Rep. Jeremy Trebas (R)
Rep. Sue Vinton (R)

Members Excused: Rep. Andrea Olsen (D)
Rep. Gordon Pierson Jr (D)
Rep. Casey Schreiner (D)
Rep. Jonathan Windy Boy (D)
Rep. Daniel Zolnikov (R)

Members Absent: None

Staff Present: Karen Armstrong, Committee Secretary
Pat Murdo, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 292, 2/28/2017; SB 275, 2/28/2017; SB 222, 2/28/2017;
SB 289, 3/8/2017
Executive Action: SB 78, SB 216, SB 222, SB 291, SB 292, SB 302

HEARING ON SB 275

Opening Statement by Sponsor:

00:01:39 Sen. Edward Buttrey (R), SD 11, opened the hearing on SB 275, Revise construction industry in workers' compensation premium credit program.

Proponents' Testimony:

00:03:26 Nancy Butler, Office of the State Auditor (OSA)
00:03:52 Rep. Olsen joined the meeting.
00:06:18 Abigail St. Lawrence, Montana Building Industry Association (MBIA)
00:07:21 Ethan Heverly, Montana State Fund (MSF)

Opponents' Testimony: None

Informational Testimony:

00:07:54 Bruce Spencer, National Council on Compensation Insurers (NCCI)

Questions from Committee Members and Responses:

00:08:16 Rep. Gunderson
00:10:49 Nancy Butler, OSA

[EXHIBIT\(buh54a01\)](#)

00:10:59 Rep. Vinton
00:11:32 Ethan Heverly, MSF

Closing by Sponsor:

00:11:52 Sen. Buttrey

HEARING ON SB 222

Opening Statement by Sponsor:

00:12:55 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 222, Revise insurance laws relating to annuity surrender fees.

Proponents' Testimony:

00:16:18 Bill Warden, National Association of Insurers and Financial Advisors (NAIFA)
00:16:45 Kendall Cotton, Office of the State Auditor (OSA)
00:17:42 Bruce Spencer, All State Insurance Company

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:18:45 Rep. Ricci
00:20:04 Bill Warden, NAIFA
00:20:18 Rep. Olsen
00:20:53 Sen. Fitzpatrick
00:22:18 Rep. Trebas

00:22:27 Rep. Pierson joined the meeting.
00:22:41 Bill Warden, NAIFA
00:23:44 Rep. Gunderson
00:24:26 Sen. Fitzpatrick
00:25:55 Rep. Loge
00:26:20 Sen. Fitzpatrick

Closing by Sponsor:

00:27:28 Sen. Fitzpatrick

HEARING ON SB 292**Opening Statement by Sponsor:**

00:28:52 Sen. Tom Facey (D), SD 50, opened the hearing on SB 292, Revise credit reporting laws for air ambulance debt from balance billing.

Proponents' Testimony:

00:30:55 Harold Blattie, Montana Association of Counties (MACo)

Opponents' Testimony:

00:32:38 Scott Boulanger, Montana Air Ambulance Coalition

Informational Testimony:

00:33:54 Bruce Spencer, Attorney (Chair Noland declared Mr. Spencer to be a proponent.)

Questions from Committee Members and Responses:

00:35:52 Rep. Ricci
00:36:31 Scott Boulanger, Montana Air Ambulance Coalition
00:37:06 Rep. Gunderson
00:38:21 Scott Boulanger, Montana Air Ambulance Coalition
00:39:27 Rep. Gunderson
00:39:39 Sen. Facey
00:40:35 Rep. Trebas
00:41:00 Sen. Facey
00:41:06 Pat Murdo, Legislative Services Division (LSD)
00:41:42 Rep. Curdy
00:42:56 Scott Boulanger, Montana Air Ambulance Coalition
00:43:09 Rep. Curdy
00:43:44 Chair Noland
00:43:59 Rep. Curdy
00:44:04 Rep. Rosendale
00:44:39 Scott Boulanger, Montana Air Ambulance Coalition

Closing by Sponsor:

00:45:24 Sen. Facey

HEARING ON SB 289**Opening Statement by Sponsor:**

00:47:38 Sen. Frederick (Eric) Moore (R), SD 19, opened the hearing on SB 289, Revise laws concerning title insurance policies.

Proponents' Testimony: None

Opponents' Testimony:

00:53:06 William Gowen, Montana Land Title Association (MLTA)

00:56:46 Rep. Grubbs joined the meeting.

00:57:53 Kelly Lynch, Montana League of Cities and Towns (MLCT)

Informational Testimony: None

Questions from Committee Members and Responses:

01:00:27 Rep. Vinton

01:01:12 Sen. Moore

01:01:56 Rep. Curdy

01:02:29 Sen. Moore

01:02:46 Rep. Olsen

01:04:02 Sen. Moore

01:05:14 Rep. Fitzgerald

01:06:13 Kelly Lynch, MLCT

Closing by Sponsor:

01:06:56 Sen. Moore

01:08:57 Chair Noland

01:09:10 Recessed

01:13:09 Reconvened

01:13:12 Chair Noland

01:14:46 Pat Murdo, LSD

01:15:54 Recessed

02:06:32 Reconvened with Rep. Windy Boy and Rep. Zolnikov excused.

EXECUTIVE ACTION ON SB 72

02:06:40 **Motion:** Rep. Ricci moved that **SB 72 BE CONCURRED IN.**

Discussion:

02:07:01 Rep. Curdy

02:08:48 Rep. Anderson

02:09:28 Rep. Pierson

02:10:25 Chair Noland

02:11:28 Rep. Gunderson
02:12:12 Rep. Schreiner
02:15:09 Rep. Stewart-Peregoy
02:15:57 Rep. Olsen
02:17:45 Chair Noland
02:20:08 Rep. Funk
02:21:47 Rep. Pierson
02:24:00 Rep. Curtis
02:27:24 Rep. Vinton

02:28:23 **Vote:** Motion failed 9-10 by roll call vote with Rep. Curdy, Rep. Curtis, Rep. Funk, Rep. Olsen, Rep. Pierson, Rep. Schreiner, Rep. Stewart-Peregoy, Rep. Vinton and Rep. Windy Boy voting aye. Rep. Windy Boy and Rep. Zolnikov voted by proxy.

02:29:31 Rep. Funk and Rep. Olsen left the meeting

02:30:05 **Motion/Vote:** Rep. Ricci moved that **SB 72 BE TABLED**. Motion carried 14-5 by roll call vote with Rep. Curdy, Rep. Curtis, Rep. Schreiner, Rep. Stewart-Peregoy and Rep. Windy Boy voting no. Rep. Funk, Rep. Olsen, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

EXECUTIVE ACTION ON SB 216

02:31:42 **Motion:** Rep. Ricci moved that **SB 216 BE CONCURRED IN**.

Discussion:

02:32:04 Pat Murdo, Legislative Services Division (LSD)

02:34:27 **Motion:** Rep. Ricci moved that **SB 216 BE AMENDED**.
EXHIBIT(buh54a02)

02:34:41 Rep. Funk and Rep. Olsen joined the meeting.

Discussion:

02:34:53 Rep. Vinton
02:35:15 Rep. Olsen
02:36:51 Rep. Curtis
02:37:40 Rep. Vinton

02:38:09 **Vote:** Motion carried 15-4 by roll call vote with Rep. Noland, Rep. Ricci, Rep. Rosendale and Rep. Zolnikov voting no. Rep. Windy Boy and Rep. Zolnikov voted by proxy.

02:38:23 Rep. Schreiner left the meeting.

02:39:40 **Motion/Vote:** Rep. Ricci moved that **SB 216 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Rep. Schreiner, Rep. Windy Boy and Rep. Zolnikov voted by proxy. Rep. Ehli will carry the bill.

EXECUTIVE ACTION ON SB 291

02:41:21 **Motion:** Rep. Ricci moved that **SB 291 BE CONCURRED IN.**

02:41:35 **Motion/Vote:** Rep. Ricci moved that **SB 291 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Schreiner, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

EXHIBIT(buh54a03)

02:42:25 **Motion/Vote:** Rep. Ricci moved that **SB 291 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Schreiner, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

EXHIBIT(buh54a04)

02:43:38 **Motion/Vote:** Rep. Ricci moved that **SB 291 BE CONCURRED IN AS AMENDED.** Motion carried 18-1 by voice vote with Rep. Rosendale voting no. Rep. Schreiner, Rep. Windy Boy and Rep. Zolnikov voted by proxy. Rep. Ricci will carry the bill.

EXECUTIVE ACTION ON SB 292

02:44:33 **Motion:** Rep. Ricci moved that **SB 292 BE CONCURRED IN.**

02:44:50 **Motion:** Rep. Ricci moved that **SB 292 BE AMENDED.**

EXHIBIT(buh54a05)

Discussion:

02:45:11 Pat Murdo, LSD

02:47:02 **Vote:** Motion carried unanimously by voice vote. Rep. Schreiner, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

02:47:26 **Motion/Vote:** Rep. Ricci moved that **SB 292 BE CONCURRED IN AS AMENDED.** Motion carried 18-1 by voice vote with Rep. Rosendale voting no. Rep. Schreiner, Rep. Windy Boy and Rep. Zolnikov voted by proxy. Rep. Ricci will carry the bill.

EXECUTIVE ACTION ON SB 222

02:48:17 **Motion/Vote:** Rep. Ricci moved that **SB 222 BE CONCURRED IN.** Motion carried unanimously by voice vote. Rep. Schreiner, Rep. Windy Boy and Rep. Zolnikov voted by proxy. Rep. Anderson will carry the bill.

EXECUTIVE ACTION ON SB 302

02:48:51 **Motion:** Rep. Ricci moved that **SB 302 BE CONCURRED IN.**

Discussion:

02:49:12 Rep. Vinton

02:49:52 **Vote:** Motion carried unanimously by voice vote. Rep. Schreiner,
Rep. Windy Boy and Rep. Zolnikov voted by proxy. Rep. Zolnikov will carry
the bill.

02:50:45 Chair Noland

ADJOURNMENT

Adjournment: 02:51:12

Karen Armstrong, Secretary

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Additional Documents:

EXHIBIT([buh54aad.pdf](#))